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PART IIA

GOVERNMENT OF MEGHALAYA ORDERS BY THE GOVERNOR

NOTIFICATIONS

The 11th May, 2009.

No.FEG.59/85/Pt/78.—Whereas Shri H. K. Dhar, Accounts Officer, Office of the Executive Engineer, P.W.D., NEC Division, Tura, who was re-instated to the post vide Notification No.FEG.59/85/131, dated 29th November, 1988; and

Whereas, the period of suspension was treated as on duty for all purposes, and a penalty of withholding 3 (three) future increments with cumulative effect was imposed under Rule 7 (ii) of the Assam Services (Discipline & Appeal) Rules 1964 as adapted by Govt. of Meghalaya; and

Whereas, an appeal submitted by the officer on 28th December, 1988 under Rule 15, of the Rules, *ibid*, and admitted by the Department under Rules 17, of the Rules, *ibid*, was not disposed off;

Now therefore on receipt of another appeal dated 6th April, 2009 submitted by the officer, all relevant records on the matter as available in the Department were examined by the Government and after careful consideration of the appeal by the Appellate Authority under Rule 23 of the Rules, *ibid*, it was found that the penalty imposed was excessive, and accordingly, the Governor of Meghalaya is pleased to set aside the penalty of withholding 3 (three) future increments with cumulative effect.

The Governor of Meghalaya is further pleased to reduce the aforesaid penalty as per provision of Rule 23 (2) (c) (i) of the Rules, *ibid* and to impose a minor penalty of "Censure" under Rule 7 (i) of the Assam Services (discipline & Appeal) Rules 1964 as adapted by Government of Meghalaya.

BY ORDER AND IN THE NAME OF THE GOVERNOR OF MEGHALAYA.

R. CHATTERJEE,
Chief Secretary, Government of Meghalaya.

The 4th May, 2009.

No.RDA.30/2008/20.—It is notified that the land within the boundaries described below measuring more or less **88 B - 2 K - 0 L or 11.83 Hect. (Plot-C)** in the village **Ganolgre Akhing Mouza No. III** in the District of West Garo Hills is likely to be needed for purpose viz for establishment of **2nd MLP Bn. Goeragre in West Garo Hills.**

BOUNDARIES

North	:	Ganolgre Akhing Land.
South	:	Plot - B.
East	:	Ganolgre Akhing Land & Plot - D.
West	:	Plot - A.

This notification made under the provision of Section 4 of Act of 1894 as amended the 68 of 1984 to all whom it may concern.

Objection to the acquisition if any, filed under Section 5 (A) by any person interested within the meaning of that section within 30 days from the date of Publication of this Notification in the Gazette of Meghalaya and in the two daily Newspapers whichever is later before the Deputy Commissioner, West Garo Hills, Tura will be considered.

Government are pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey the land and do all acts required or permitted by Sub-section (2) of Section 4 of the Act.

S. R. WALLANG,

Under Secretary to the Government of Meghalaya,
Revenue & Disaster Management Department.

The 11th May, 2009.

CORRIGENDUM

No.RDA.11/2008/66.—The area and boundaries of the land as notified vide Notification No.RDA.11/2008/10, dated 10th June, 2008 under Section 4 of the Land Acquisition Act and Declaration of acquisition of which was made vide Order No.RDA.11/2008/32, dated 27th January, 2009 may please be read as follows :-

1. **North** : Land of Shri Stanley Roy Thangkhiew,
2. **South** : Junction of proposed common approach road and un-metalled road, land of Shri R. S. Wahlang and land of Smti D. Kharpran.
3. **East** : Proposed common approach road and land of Smti. Saralyne Lyngdoh & Shri R. S. Wahlang.
4. **West** : Proposed common approach road, land of Smti. R. Nongbri, land of Smti. I Nongkynrih and land of Shri R. F. Kharbuki.

The area of the land = 6694.83 Sq. m.

S. R. WALLANG,

Under Secretary to the Government of Meghalaya,
Revenue & Disaster Management Department.

The 12th May, 2009.

No./RDA.15/2005/45.— Whereas it appears to the Government of Meghalaya that the land is required to be taken by the Government at the public expenses for a public purpose, viz for **construction of B.O.P. Dambuk Apal** in the village **Dambuk Apal under Gajipulgre Akhing** under South Garo Hillsx pargana or mouza x Zillax it is hereby declared that for the above purpose land measuring more or less 1.32 acre (approx) of standard measurement, shown below :-

SCHEDULE OF BOUNDARIES

North = Cash crop of Smt. Suwine Sangma
South = IBB Road
East = Block Road
West = Cash crop garden of Smt. Wesabel Marak

is required within the aforesaid village at **Dambuk Apal under Gajipulgre Akhing**.

The declaration is made under the provision of Section 6 of Act I of 1894, as amended by the Act 68 of 1984 to all whom it may concern.

A plan of the land may be inspected in the office of the Deputy Commissioner, South Garo Hills District.

Nothing in this declaration will be considered to apply to land which is reasonable for the said purpose under the terms of the lease and which Government elect to resume instead of acquiring under the Act.

S. R. WALLANG,

Under Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department, Shillong.

The 12th May, 2009.

No./RDA.35/2007/25.— It is hereby notified that land with the boundary described below measuring more or less 8070.11 Sq.m in the village of **Katraw Bagan, Nongjri**, Sub Division Shillong in the District of East Khasi Hills is likely to be needed for the public purpose: viz for the construction of **Border Out Post for B.S.F.**

SCHEDULE OF BOUNDARY

North = Land of Smt. Pelamon Khongsit.
East = Land of Smt. Pelamon Khongsit.
South = P.W.D. Road
West = Land of (L) Sures Lyngskor.

This notification is made under the provision of Section 4 of Act 1 of 1894 as amended by Act 68 of 1984 to all whom it may concern.

Objection to the acquisition if any, filed under Section 5 by any person interested within the meaning of that Section, within 30 days from the date of publication of this Notification in the Gazette and in two daily newspapers which ever is later, before the Collector/Deputy Commissioner of East Khasi Hills will be considered.

Government is pleased to authorize the Officers for the time being engaged in the undertaking with their Servants and Workmen to enter upon and survey the land and do all other Acts required or permitted by Sub-Section (2) of Section 4 of the Act.

S. R. WALLANG,

Under Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department, Shillong.

The 12th May, 2009.

No.RDA.14/2005/51.— Whereas it appears to the Government of Meghalaya that the land is required to be taken by the Government at the public expenses for a public purpose, viz for **construction of B.O.P. Ilatoli** in the village Ilatoli under South Garo Hills_ x pargana or mouza x Zillax it is hereby declared that for the above purpose land measuring more or less **2.98 acre (approx)** of standard measurement, shown below :-

SCHEDULE OF BOUNDARIES

North = Ranthangsora Akhing land
South = Ilatoli stream
East = Ranthangsora Akhing land
West = Ranthangsora Akhing land

is required within the aforesaid village at **Ilatoli**.

The declaration is made under the provision of Section 6 of Act I of 1894, as amended by the Act 68 of 1984 to all whom it may concern.

A plan of the land may be inspected in the office of the Deputy Commissioner, South Garo Hills District.

Nothing in this declaration will be considered to apply to land which is reasonable for the said purpose under the terms of the lease and which Government elect to resume instead of acquiring under the Act.

S. R. WALLANG,

Under Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department, Shillong.

The 12th May, 2009.

No.RDA.17/2005/45.— Whereas it appears to the Government of Meghalaya that the land is required to be taken by the Government at the public expenses for a public purpose, viz for **construction of B.O.P.Horipur in the village of Horipur** under South Garo Hills _ x pargana or mouza x Zillax it is hereby declared that for the above purpose land measuring more or less **2.98 acre** of standard measurement, shown below :-

SCHEDULE OF BOUNDARIES

North = Gajipulgre Akhing land
South = IBB Road
East = Gajipulgre Akhing land
West = IBB Road

is required within the aforesaid village at **Horipur**.

The declaration is made under the provision of Section 6 of Act I of 1894, as amended by the Act 68 of 1984 to all whom it may concern.

A plan of the land may be inspected in the office of the Deputy Commissioner, South Garo Hills District.

Nothing in this declaration will be considered to apply to land which is reasonable for the said purpose under the terms of the lease and which Government elect to resume instead of acquiring under the Act.

S. R. WALLANG,

Under Secretary to the Govt. of Meghalaya,
Revenue & Disaster Management Department, Shillong.

The 28th April, 2009.

No.EDN.120/93/PT.III/69— The Governor of Meghalaya is pleased to re-constitute the following two Regional Committees for granting of permission to open new Secondary and Higher Secondary Schools for a period of three years from the date of issue of this Notification.

The members and jurisdiction of the Regional Committee shall be as follows :-

(A) Regional Committee for East Khasi Hills, West Khasi Hills, Jaintia Hills and Ri-Bhoi Districts :-

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|--|---|--------------------------|
| 1. Director Higher and Technical Education, Meghalaya, Shillong. | - | Chairman. |
| 2. Joint Director/Deputy Director Higher and Technical Education. | - | Member Secretary. |
| 3. Executive Chairman, Meghalaya Board of School Education or his nominee. | - | Member. |
| 4. Director of Elementary and Mass Education or his nominee. | - | Member. |
| 5. All Inspector of Schools or Assistant Inspector of Schools under the jurisdiction of the Committee. | - | Member |
| 6. Deputy Director, Elementary and Mass Education, Shillong. | - | Member. |

(B) Regional Committee for East Garo Hills, West Garo Hills, and South Garo Hills District :-

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|--|---|-------------------------|
| 1. Director Higher and Technical Education, Meghalaya, Shillong. | - | Chairman. |
| 2. Joint Director/Deputy Director Higher and Technical Education. | - | Member Secretary |
| 3. Additional Director Higher and Technical Education, Tura. | - | Member. |
| 4. Executive Chairman, Meghalaya Board of School Education or his nominee. | - | Member |
| 5. All Inspector of Schools or Assistant Inspector of Schools under the jurisdiction of the Committee. | - | Member. |
| 6. Director of Elementary and Mass Education or his nominee. | - | Member. |

The powers and functions of the Committees shall be as follows :-

1. The Committee shall be the main body to scrutinize the applications submitted through the District/ Sub-Divisional Officers and recommend granting of opening permission of the school by the Director Higher and Technical Education.

2. The Committee shall see that all the applications/proposals submitted to it have been meticulously examined by the concerned District/Sub-Divisional Education Officers who shall be satisfy himself/herself after field inspection that there is a real need to grant opening permission to the schools.

3. The Committees may undertake spot inspection of any school if considered necessary.

4. Fulfilment of the condition of granting permission as prescribed by the Department is a precondition for eligibility of maintenance grant-in-aid. However, receipt of opening permission is not a guarantee for grant-in-aid.

5. Granting of opening permission to a school will be governed by the standing guidelines on the matter.

**GUIDELINES TO BE FOLLOWED BY THE COMMITTEE FOR THE
PURPOSE OF GRANTING OPENING PERMISSION**

1. No Second Secondary/Higher Secondary School be given opening permission within 5 K.m., no Second Upper Primary School be given opening permission within 3 K.m., and no Second Primary School be given opening permission within 1 K.m.
2. No opening permission be granted to a school which is not public in nature, that is, if a school, is managed by one family.
3. When it is proposed to start a new school, the sponsoring body shall submit an application in a prescribed form to the concerned District Officer not later than 15 February of the proceeding year in which it is intended to start the school.
4. The concerned District/Sub-Division Officer shall take necessary steps to examine the application and forward it to the Committee with his/her report on the need for the proposed school, the suitability of the site, the feasibility of the plan which will include the adequacy or physical and financial resources offered, library/laboratory facilities, and qualified number of staff.
5. The Government is not liable to extend grant-in-aid and granting of opening permission is not a guarantee to Government grant-in-aid as this is subject to availability of fund. Hence the sponsoring body of each school should satisfy the Committee that it has a reserve fund equivalent to three month salary of the total number of staff appointed for the purpose.
6. The Committee is also to examine permission for Upgradation of Primary to Upper Primary School, Upper Primary School to Secondary School and Secondary School to Higher Secondary School.
7. The Committee shall meet once a year in the month of September-October.

F. M. SNA,
Deputy Secretary to the Govt. of Meghalaya,
Education Department.

The 4th May, 2009

No.FEM(PC)5/2005/Pt./30.—Payment of Pension, including family pension, is currently made at the option of the pensioners, either through Treasuries or Public Sector Banks. Government has given due consideration to the merits and demerits of both systems and to improve the system further in the interest of the pensioners and management information system.

After carefully consideration, the Governor of Meghalaya is pleased to introduce the following alternate system for disbursement of pension.

- A. The system shall be called "Pension Automated System" (PAS) of the Government of Meghalaya and shall take effect from the date of issue of this Notification.

B. Procedure for Pension Automated System :

- 1 Treasuries shall be the only Pension Disbursal Authorities and Banks which are members of the Clearing House (s) of the RBI shall be the agencies for payment of pension.
- 2 Treasuries shall create a databank of all pensioners of the State, which shall include amongst other things the name of the pensioner, the name of his/her spouse, PPO No, that of commencement of pension, date of commencement of deduction towards commuted value of pension and date of restoration of commuted value of pension, Bank/Bank branch and Account No., Amount of Basic pension rates of Dearness Pension/ Dearness Allowance/Medical Allowance, etc.

- 3 The system of presentation of pension bill by the pensioners shall henceforth be dispensed with. Instead, Treasuries shall auto-generate from the database the monthly pension payable to the pensioners and advice banks to directly credit the monthly pension of pensioners in the respective bank account. In addition, a soft copy of the same shall also be dispatched likewise to the banks to facilitate immediately upload or information into the system of the banks to reduce the processing time to the minimum.
- 4 Treasuries shall issue to the pensioner a Payment Slip which shall reflect details of the basic pension, dearness relief and medical allowance paid by direct credit to their bank accounts.
- 5 Banks shall submit to the respective Treasuries a report of pension payment credited to the respective bank accounts of the pensioners.

2. Mandatory opening/furnishing of Bank Account:

Pensioners other than those who are widowers/widows/un-married/family pensioners are required to open a joint Saving Bank Account with his/her spouse (as recorded in the PPO) in any bank which are member of the Clearing House of the RBI. Other pensioners who are widowers/widows/un-married/family pensioners are also required to open an individual Saving Bank Account in any bank which are members of the Clearing House of the RBI, if not opened earlier.

All pensioners are to furnish to the Treasury/Sub-Treasury which will conduct disbursement of their monthly pension the name of the Bank, Bank branch and Bank Account No. to which their monthly pension shall be credited directly.

The aforesaid Joint Bank Account or even the Individual Bank Account of the pensioners cannot be operated by a holder of power of attorney.

3. **Other Terms and Conditions** relating to life Certificate, Marriage/Re-marriage, Non-employment or Re-employment certificate etc., shall continue to be in force as in the existing system.

4. Check against excess payment in the event of death of a pensioner:

- 1 At the commencement of Pension Automated System all Pensioners/Family Pensioners shall have to sign an undertaking in a token of having accepted and terms and conditions (laid down in this notification).
- 2 Personal appearance by a pensioner before the Treasury Officer/Branch Manager shall continue but the frequency shall be increased to half-yearly instead of yearly.
- 3 Death of pensioner shall be intimated immediately by his or her spouse to the bank and treasury within one month of the demise so as to avoid excess payment/credit to the joint account of the pensioner.
- 4 If, however any amount has been wrongly credited to the joint account, it shall be recoverable from the joint account and/or any other account held by the pensioner/spouse either individually or jointly. The legal heirs, successors, executors etc., shall also be liable to refund any amount, which has been wrongly credited to the joint account.

5. Implementation of Pension Automated system:

Pension Automated System shall be implemented in phase manner as described here below :

- 1 In the first phase, only present cases of the pension under the Payroll of treasuries shall be covered.
- 2 Pension Automated System shall be implemented on a pilot basis in Shillong South Treasuries from July, 2009.
- 3 Pensioner shall be given at least two months time with effect from May, 2009 to open a Bank account as laid down under Para 2.

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- 4 After the trial run in Shillong Treasury, the system shall be implemented likewise in other treasuries all over the State within the financial year 2009-2010.
 - 5 The second phase of Pension Automated System shall commence from April, 2010 and shall cover all State cases of pension payment through Public Sector Banks including those transferred outside the State.

Director of Accounts and Treasuries shall obtain a copy of the database in respect of the State pension cases disbursed through Public Sector Banks and inform the concerned pensioners to facilitate them through the respective treasuries in the State to fulfil/comply with the procedural formalities laid down under para 2 and 3.

The relevant provisions of Meghalaya Treasury Rules, 1985 and other relevant rules shall be amended in due course.

B. K. DEV VARMA,
Principal Secretary to the Govt. of Meghalaya,
Finance Department.